



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Accepting Improvements at 2650 West Lodi Avenue
MEETING DATE: December 21, 2005
PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt a resolution accepting the development improvements for 2650 West Lodi Avenue.

BACKGROUND INFORMATION: Improvements at 2650 West Lodi Avenue have been completed in substantial conformance with the requirements of the Improvement Agreement between the City of Lodi and Kristmont West, Inc., as approved by the City Council on June 2, 2004, and as shown on Drawings No. 003D047-01 through 003D047-07.

The project site is west of Lower Sacramento Road and south of Lodi Avenue, in the area known as the Raley's Shopping Center. The improvements included the installation of a master plan water main in Lodi Avenue, as well as street pavement improvements in Lodi Avenue. The developer is entitled to reimbursement by the City for the installation of oversize water main and excess width street pavement improvements in Lodi Avenue in conformance with LMC 15.64 Development Impact Mitigation Fees and 16.40 Reimbursements for Construction. All reimbursement will be made when the improvements are complete and accepted by the City. Appropriations for the reimbursements were approved by Council on June 2, 2004, as part of the approval of the improvement agreement for this project.

FISCAL IMPACT: There will be a slight increase in long term maintenance costs which will be partially offset by increased utility revenue.

FUNDING:	IMF – Local Street Improvements	(327)	\$ 1,441.00
	IMF – Water Improvements	(182)	<u>\$ 6,781.50</u>
	TOTAL		\$ 8,222.50

Ruby Paiste, Interim Finance Director

Richard C. Prima, Jr.
 Public Works Director

Prepared by Wesley Fujitani, Senior Civil Engineer
 RCP/WKF/pmf
 cc: City Attorney
 Senior Civil Engineer - Development Services
 Senior Traffic Engineer
 Street Superintendent
 Senior Engineering Technician
 Chief Building Inspector

APPROVED:
 Blair King, City Manager

When Recorded, Please Return to:
Lodi City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

RESOLUTION NO. 2005-258

A RESOLUTION OF THE LODI CITY COUNCIL
ACCEPTING THE IMPROVEMENTS AT
2650 WEST LODI AVENUE

The City Council of the City of Lodi finds:

1. That all requirements of the Improvement Agreement between the City of Lodi and Kristmont West, Inc., for Public Improvements at 2650 West Lodi Avenue have been substantially complied with. The improvements are shown on Drawing Nos. 003D047-01 through 003D047-07 on file in the Public Works Department and as specifically set forth in the plans and specifications approved by the City Council on June 2, 2004; and
2. That the developers are entitled to reimbursement by the City for the improvements associated with the installation of an oversized water main and excess width street pavement improvements in Lodi, in conformance with Lodi Municipal Code §15.64, Development Impact Mitigation Fees, and §16.40, Reimbursements for Construction; and
3. That no new public streets were dedicated as part of this project.

Dated: December 21, 2005


I hereby certify that Resolution No. 2005-258 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 21, 2005, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Johnson, Mounce,
and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


SUSAN J. BLACKSTON
City Clerk

CITY COUNCIL

SUSAN HITCHCOCK, Mayor
BOB JOHNSON
Mayor Pro Tempore
JOHN BECKMAN
LARRY D. HANSEN
JOANNE L. MOUNCE

CITY OF LODI
PUBLIC WORKS DEPARTMENT

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6706
FAX (209) 333-6710
EMAIL pwdept@lodi.gov
<http://www.lodi.gov>

December 22, 2005

BLAIR KING
City Manager
SUSAN J. BLACKSTON
City Clerk
D. STEPHEN SCHWABAUER
City Attorney
RICHARD C. PRIMA, JR.
Public Works Director

Kristmont West, Inc
Attn: Mark Enes
7700 College Town Drive, Suite 111
Sacramento, CA 95826

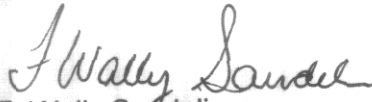
SUBJECT: 2650 W. Lodi Avenue

The City Council of the City of Lodi, at its meeting on December 21, 2005, accepted the public improvements that were made in the subject project.

Enclosed for your files is a copy of the resolution accepting the public improvements. From the date of the resolution, the City of Lodi will maintain the street and other public improvements installed within rights-of-way and public utility easements as shown on the approved plans.

A copy of this letter will be sent to your bonding agency in order that the bond covering faithful performance can be exonerated. The bond covering labor and materials will have to remain in effect for a period of ninety days from the date of the resolution in conformance with State law.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
City Engineer

FWS/drr

Enclosures

cc: Electric Utility Department
Water/Wastewater Division
Street Division
City Clerk
Management Analyst
Travelers Casualty & Surety Company of America

CITY COUNCIL

SUSAN HITCHCOCK, Mayor
BOB JOHNSON
Mayor Pro Tempore
JOHN BECKMAN
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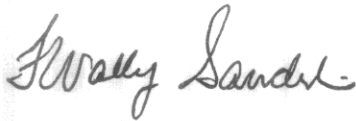
Travelers Casualty and Surety Company of America
Attn: John C. Bronson Co.
3636 American River Drive, Suite 200
Sacramento, CA 95864

SUBJECT: 2650 W. Lodi Avenue

The City Council of the City of Lodi, at its meeting on December 21, 2005, accepted the public improvements in the subject project. A copy of the resolution is enclosed.

This letter is your authorization to exonerate the bond covering faithful performance. The bond covering labor and materials must remain in effect until {fill in date 90 days from date of Council acceptance} in conformance with the requirements of State law. You will receive no further correspondence regarding the release of the bond for labor and materials unless a claim is filed.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
City Engineer

FWS/RA/drr

Enclosures

cc: Kristmont West, Inc.
City Clerk
Management Analyst